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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/708,617 Confirmation No. 2616
Inventor : Shannon G. PARSONS
Filed : March 15, 2004
TC/AU : 3632
Examiner : KING, Anita M.

Docket No. : 1007.002
Customer No. : 36790

January 3, 2006

Via Facsimile (2 Pages)
571-273-8300

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Requirements for both a restriction of invention and an election of species were set forth in the Office Action dated December 2, 2005. Applicant timely files this in response thereto. No fees are believed to be due.

In the Office Action of December 2, 2005, the requirement is set forth that Applicant restrict the present application to one of the following Inventions:

- I. Claims 1-23, 26, 29-33, and 36-38, drawn to an electronic display assembly/arrangement, classified in class 248, subclass 125.7.
- II. Claims 24, 25, 27, 28, 34, and 35, drawn to a method for providing healthcare services to a patient, classified in class 705, subclass 1.

According to the Office Action, the inventions are related as product and process of use.

The Office Action further identifies three patentably distinct species of an electronic display assembly, namely, Species I disclosed in FIGS. 1-8, Species 2 disclosed in FIG. 9; and Species III disclosed in FIG. 10. The Office Action thus sets forth the additional

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requirement that Applicant elect a single species for examination and identify the claims that read upon the elected species.

First, Applicant selects Invention I and claims 1-23, 26, 29-33, and 36-38 for examination in the present application. Furthermore, Applicant submits and respectfully requests that any claim to Invention II be rejoined and similarly allowed if such withdrawn claim is found to depend from an allowed independent or allowed intervening claim. See MPEP § 821.04(b).

Second, with regard to the election of species requirement, Applicant hereby elects Species I of FIGS. 1-8. Applicant further submits that all claims, including independent claims 1, 26, 29, and 36, are generic to Species I, II, and III, with the exception that claims 15, 16, 17, and 38, which are generic to Species I and II but which do not read upon Species III.

* * * * *

It is respectfully requested that the Examiner contact the undersigned if any further action is deemed necessary by the Examiner in order to gain allowance of the present application, and if such further action may be accomplished through an Examiner's amendment.

Respectfully submitted,
Tillman Ivsan, PLLC

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